



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

July 13, 1995

Mr. Ed Salazar
Legal Division
Texas Commission on Fire Protection
P.O. Box 2286
Austin, Texas 78768-2286

OR95-613

Dear Mr. Salazar:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, chapter 552 of the Government Code. Your request was assigned ID# 33916.

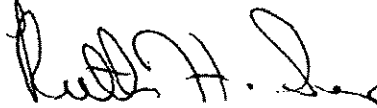
The Texas Commission on Fire Protection (the "commission") received a request for "all information concerning" Sonitrol Management Corp. and National Guardian Security Corp. You state that the commission has provided a substantial portion of the requested information to the requestor. You contend, however, that one document is excepted from required public disclosure under sections 552.103 and 552.111 of the Government Code.

Section 552.111 excepts "[a]n interagency or intraagency memorandum or letter that would not be available by law to a party in litigation with the agency." Section 552.111 excepts from public disclosure only those internal communications consisting of advice, recommendations, opinions, and other material reflecting the policymaking processes of the governmental body at issue. Open Records Decision No. 615 (1993) at 5. The policymaking functions of an agency, however, do not encompass routine internal administrative and personnel matters. *Id.* Furthermore, section 552.111 does not except purely factual information from disclosure. *Id.*

We have reviewed the document submitted for our consideration. We agree that this document is excepted under section 552.111. Accordingly, the commission may withhold this information. As we resolve your request under section 552.111, we need not consider the applicability of section 552.103.

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied upon as a previous determination under section 552.301 regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, appearing to read 'Ruth H. Soucy', with a stylized flourish at the end.

Ruth H. Soucy
Assistant Attorney General
Open Government Section

RHS/LBC/rho

Ref: ID# 33916

Enclosures: Submitted document

cc: Mr. Joe Elizondo
Ramada Hotel
2525 N. 11th Street
Beaumont, Texas 77703
(w/o enclosures)